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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
FRESNO DIVISION**

LOR PAO VUE,)	Case No.: 1:22-cv-00110-ADA-BAM
)	
Plaintiff,)	STIPULATION FOR AN EXTENSION OF
)	TIME; [PROPOSED] ORDER
vs.)	
KILOLO KIJAKAZI,)	
Acting Commissioner of Social Security,)	
)	
Defendant.)	

IT IS HEREBY STIPULATED, by and between the parties, through their respective counsel of record, that the time for Defendant to respond to Plaintiff's opening brief be extended seventy-four (74) days from October 31, 2022 up to and including January 13, 2023. This is the Defendant's first request for an extension; in addition, this case was previously stayed (Doc. 6) and Plaintiff's briefing deadline extended 91 days (Doc. 12, 14, 18).

There is good cause for this extension. The undersigned counsel for Defendant has been out of the office and/or ill for the past two weeks. Due to ongoing high workloads in light of the Commissioner's filing of numerous administrative records between April and June 2022, this

1 matter could not be re-assigned to another attorney to complete briefing as scheduled. A shorter
2 time would not suffice, as the undersigned already has higher than normal briefing volumes and
3 briefs extended into November due to recent illness, and a full December calendar including five
4 briefs projected to be due on December 29, 2022. No unnecessary delay is intended, but rather,
5 the Commissioner seeks time to adequately evaluate this case.

6
7 Respectfully submitted,

8 Dated: October 26, 2022

/s/ Jonathan O. Pena*

Jonathan O. Pena

Attorney for Plaintiff

(*signature authorized via e-mail Oct. 26, 2022)

11 Dated: October 26, 2022

PHILLIP A. TALBERT

United States Attorney

MATHEW W. PILE

Associate General Counsel

Social Security Administration

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16 By: /s/ Ellinor R. Coder

ELLINOR R. CODER

Special Assistant U.S. Attorney

Attorneys for Defendant

19 **ORDER**

20 Pursuant to the parties' stipulation, and for cause shown, IT IS SO ORDERED that
21 Defendant shall have an extension, up to and including January 13, 2023, to file a response to
22 Plaintiff's opening brief. No further extensions of time will be granted absent a demonstrated
23 showing of good cause.
24 IT IS SO ORDERED.

25 Dated: October 27, 2022

/s/ Barbara A. McAuliffe

UNITED STATES MAGISTRATE JUDGE